

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION
INTER-OFFICE MEMO**

June 19, 2015

TO: David Sullivan, Acting Director

DEPT: Department of Revenue

FROM: James Botvin, Acting Chairman

DEPT: Division of Motor Vehicles

SUBJECT: HEARING BOARD RESULTS

Please be advised of the following matters which were heard before the Board on Wednesday, June 17, 2015. Board members present: James Botvin, Marc Levasser, William Jeffrey and Lt. David Doucet of the Rhode Island State Police, who will abstain from voting and the deliberation process until further notice while on special assignment with the Department of Motor Vehicles Enforcement Division. Also present was Marcy Coleman, Esq., Deputy Chief of Legal Services Division of Motor Vehicles

**MEETING OF MARCH 17, 2015 AT 12:30 PM AT THE
DIVISION OF MOTOR VEHICLES 3RD FLOOR, CONFERENCE ROOM,**

600 NEW LONDON AVENUE, CRANSTON, RI 02920

**1. REVIEW AND ACCEPTANCE OF THE MINUTES OF THE MEETING
OF:**

JUNE 3, 2015 BOARD HEARING.

**The Board has reviewed and approved the minutes of the February 4,
2015 hearing.**

**2. LAJARA AUTO SALES, INC d/b/a LAJARA AUTO SALES (Myrna
Lajara, Pres.)**

FIRST APPLICATION – CASE # KR-150-212

TO DEAL IN USED MOTOR VEHICLES ONLY

AT: 1141 CRANSTON STREET, CRANSTON RI 02920

**This hearing has been postponed at the request of legal counsel for
the dealership Joseph A. Sciacca, Esq.**

**3. BJC USED AUTO SALES AND REPAIR (Edward Brederson, Owner)
FIRST APPLICATION – CASE # 150-208
TO DEAL IN USED MOTOR VEHICLES ONLY
AT: 531 MAIN STREET, PAWTUCKET, RI 02861**

Decision: The Board has approved this application and granted 3 dealer plates subject to the dealership obtaining a second hand license from the city of Pawtucket and clearance from the RI Division of Taxation and finalizing within thirty days with the RI Dealers License and Regulations Office.

**4. EDWARD FERRY AND DEALERS LICENSE & REGULATIONS
OFFICE VS SAM'S AUTO SALES (Bassam Chebo, Pres., John
Harwood Esq.)
CASE # KR-150-067
COMPLAINT / SHOW CAUSE HEARING**

Decision: The Dealership has purchased the vehicle back from the consumer for the full amount on the bill of sale.

The Board has found that the dealership is in violation of Rhode Island Rules and Regulations Section VI (R) all vehicles must be inspected prior to being offered for sale and must pay the amount of \$1000.00 to the RI Dealers License and Regulations Office within 10 days.

**5. SAM'S AUTO SALES (Bassam Chebo, Pres / John Harwood Esq.)
REQUEST FOR 3 ADDITIONAL DEALER PLATES – CASE #
KR-150-149
HAVE 3 PLATES; LICENSED SINCE 2012**

Decision: The Board has approved the issuance of two additional plates to be issued now and the third requested plate to be issued when the annex location opens.

HEARING BOARD RESULTS 06-17-15

Page 3 OF 4

**6. CATALINA TORRES AND DEALERS' LICENSE & REGULATIONS
OFFICE VS MEGA WHEELS AUTO SALES (David Voller, Owner)**

CASE # AM-150-047

SHOW CAUSE HEARING

Decision: The dealership has agreed to purchase the vehicle back from the consumer for the amount of \$3000.00 which includes the cost of the vehicle and cost of replacement brakes installed by the consumer.

The Board has tabled the decision in regards to possible fines until an audit can be conducted of the last 12 months of bills of sales which must be delivered to the RI Dealers License and Regulations Office in sequential order by Friday, June 26, 2015.

**7. JONATHAN RICCITELLI AND DEALERS' LICENSE &
REGULATIONS OFFICE VS SHORELINE AUTO SALES, LLC (Joseph
Catelli, Member)**

CASE # AM- 150-006

COMPLAINT / SHOW CAUSE HEARING

Decision: The Board has determined that there has been no wrong doing by the dealership and therefore no action will be taken by the Board against the dealership.

8. FOR DECISION ONLY

**AMY YANG AND DEALERS' LICENSE & REGULATIONS OFFICE VS
GIOVANNI'S AUTO SALES, INC (Robert Gillman, President / John
Harwood, Esq.)**

**CASE # KR-150-030 RESCHEDULED BY DEALERS LAWYER
COMPLAINT / SHOW CAUSE**

**Decision: The Board has ordered a 45 day suspension of the
dealerships license, 688, to sell used vehicles commencing on 6/22/15
ending on 8/7/15. The dealership must return the license to do
business and all the dealer plates, 291A, B and C to the RI Dealers
License and Regulations Office on or before 6/22/15. The Board has
also ordered a 12 month audit of bills of sales commencing on 10/7/15
thru 10/7/16. The Dealership must resolve current payment
deficiencies with the RI Division of Taxation.**

HEARING BOARD RESULTS 06-17-15

9. FOR DECISION ONLY

**AMY YANG AND DEALERS' LICENSE & REGULATIONS OFFICE VS
GIOVANNI'S AUTO SALES, INC (Robert Gillman, President / John
Harwood, Esq.)**

CASE # KR-150-135- (BILL OF SALE AUDIT)

RESCHEDULED BY DEALERS LAWYER

COMPLAINT / SHOW CAUSE HEARING

Decision: See line 8.

10. FOR DECISION ONLY

**DEALERS' LICENSE & REGULATIONS OFFICE VS GIOVANNI'S
AUTO SALES, INC (Robert Gillman, President / John Harwood, Esq.)**

CASE # KR-150-134

RESCHEDULED BY DEALERS LAWYER

SHOW CAUSE HEARING

Decision: See line 8.

11. GIOVANNI'S AUTO SALES, INC (Robert Gillman, Pres.)

TRANSFER APPLICATION – CASE # KR-150-036-

RESCHEDULED BY DEALERS LAWYER

FROM: 244 PUTNAM PIKE, JOHNSTON, RI 02919

TO: 60 ASTER ST. WEST WARWICK, RI 02893

Decision: The Board has approved this transfer application subject to a site inspection and the dealership obtaining a second hand license from the town of West Warwick and submission of a copy to the RI Dealers License and Regulations Office.

James Botvin, Acting Chairman

Cc: Marcy Coleman, Esq., Deputy Chief of Legal Services, Division of Motor Vehicles